

GOVERNMENT OF ANDHRA PRADESH

ABSTRACT

Public Services – Agriculture Department – Allegation of corruption against Sri P.Hanumantha Rao, Agricultural Officer (Retd) Krosuru, Guntur District - Trapped on 9-12-2003 – Acquitted in the ACB Trial court – Departmental action also initiated – Inquiry Officer submitted report - Further action dropped - Orders – Issued.

AGRICULTURE AND COOPERATION (VIG.I) DEPARTMENT

G.O.Ms.No. 269

Dated: 11-10-2010

Read the following:

1. Pro.No.Vig.II(2)804/2003, dated 15-12-2003 of the C&DA., Hyderabad.
2. From the D.G., ACB, Lr. C.No.296/RCT-VGT/2003, dated 10-2-2005.
3. G.O.Ms.No. 214, A&C (Vig.I) Dept., dated 23-6-2005.
4. From the D.G., ACB, Lr. C.No.296/RCT-VGT/2003, dated 7-10-2005.
5. Govt.Memo.No.18674/Vig.I/1/2003-11, dated 8-12-2005.
6. G.O.Ms.No. 387, A&C (Vig.I) Dept., dated 22-4-2006.
7. Judgement of the Spl. Judge for SPE & ACB Cases, Vijayawada dated 1-12-2009 in C.C.No.23/ 2005
8. From the D.G., ACB, Lr. C.No.296/RCT-VGT/2003, dated 6-3-2010.
9. Govt.Memo.No.18674/Vig.I/1/2003-22, dated 28-5-2010.
10. From Sri P.Hanumantha Rao, former MAO, Krosuru, Guntur district representation dated 1-4-2010.
11. From the C&DA.,Hyd.,Lr.Rc.No.Vig.II(2)804/ 2003, Dated.8-7-2010.
12. From the Inquiry Officer & DDA, FTC, Bapatla, report dated 8-6-2007.

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ORDER:

Whereas in the reference 1st read above, the Commissioner & Director of Agriculture, Hyderabad has placed Sri P. Hanumantha Rao, Agricultural Officer (Retd) Krosuru, Guntur District under suspension who was trapped by the ACB on 9-12-2003 on the allegation that he demanded and accepted an illegal gratification of Rs.1,000/- from the complainant as bribe for the official favour.

2. Whereas in the reference 2nd read above, the Director General, Anti Corruption Bureau, Hyderabad, has recommended to prosecute Sri P.Hanumantha Rao, Agricultural Officer (Retd) Krosuru, Guntur District in a court of law for the offences punishable u/s 7, 13(2) r/w 13(1)(d) of P.C. Act, 1988 for the allegation that the Accused Officer has demanded and accepted illegal gratification of Rs.1,000/- on 9-12-2003 from the complainant. Government have accorded permission for prosecution on Sri P.Hanumantha Rao, Agricultural Officer (Retd) Krosuru, Guntur District, for the aforesaid offence under court law vide reference 3rd read above and the charge sheet was filed by the Director General, Anti Corruption Bureau, Hyderabad, before the ACB trial court in 23/2005.

3. Apart from the above criminal action, the Director General, Anti Corruption Bureau, Hyderabad, in his final report has also recommended to initiate departmental action for the irregularity committed sanction of sprayer in his relative, in the name of Sri B. lakshmi Prasad Rao, r/o. Krosuru thereby misused his official position and caused loss to Government. Accordingly, departmental action has been initiated against him by the Commissioner & Director of Agriculture, Hyderabad as requested in the reference 5th read above.

4. Whereas in the reference 6th read above, on representation submitted by Sri P.Hanumantha Rao, Agricultural Officer (Retd) Krosuru, Guntur District (U/S) Government after careful consideration of the material available, had reinstated the individual into service without prejudice to the ACB case pending against him.

5. Whereas in the reference 7th read above the Spl. Judge for SPE and ACB cases, Vijayawada in its judgement dated 1-12-2009 has found not guilty of the charges in C.C. No.23/2006 against Sri P.Hanumantha Rao, Agricultural Officer (Retd) Krosuru, Guntur District, for the offences u/s 7 & 13(2) r/w 13(1)(d) of the Prevention of Corruption Act, 1988 and acquitted u/s 248 (1) Cr.P.C. In the reference 8th read above the Director General, Anti Corruption Bureau, Hyderabad has reported that the Bureau is of the opinion, that there are no sufficient grounds to prefer an appeal against the orders of the Court, before the High Court of A.P.

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6. In the reference 11th read above, the Commissioner & Director of Agriculture, Hyderabad, while communicating the Inquiry Report has stated that the allegation leveled against the Charged Officer are held not proved during the departmental Inquiry regarding sanctioning a Agrimate High Pressure Power Sprayer to his relative by furnishing false information and requested to accepted the Inquiry report and to drop further action in the matter.

7. Government after careful examination of the entire matter, taking into consideration of facts of the case such as the judgement of the Spl. Judge for SPE and ACB cases, Vijayawada dated 1-12-2009 and opinion of the Director General, Anti Corruption Bureau, Hyderabad thereon and also dropping further action in departmental proceedings against Sri P.Hanumantha Rao, Agricultural Officer (Retd) Krosuru, Guntur District, and to regularize the period of suspension as duty under Sub-Rule (3) & (4) of Rule 54-B of F.R. as he was acquitted by the Hon'ble Spl. Judge for SPE & ACB cases, Vijayawada that the case is falsely foisted against the A.O., as the suspension of the individual was unjustified.

8. Accordingly, Government hereby drop further action against Sri P.Hanumantha Rao, Agricultural Officer (Retd) Krosuru, Guntur District and his suspension period is regularized as duty under Sub-Rule (3) & (4) of Rule 54-B of F.R.

9. The Commissioner & Director of Agriculture, Hyderabad shall take necessary further action accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

**RACHEL CHATTERJEE
SPECIAL CHIEF SECRETARY TO GOVERNMENT**

To
Sri P.Hanumantha Rao, Agricultural Officer (Retd)
Krosuru, Guntur District Kurnool District through the C&DA, Hyd.
The Commissioner & Director of Agriculture, A.P. Hyderabad.

Copy to:

The DG, ACB, A.P. Hyd.
The Secretary to V.C., APVC, Hyderabad
Sf/Sc.

// FORWARDED BY ORDER //

SECTION OFFICER